

AT RICHMOND, FEBRUARY 29, 2008

APPLICATION OF

2008 FEB 29 P 2:41

VERIZON VIRGINIA INC.

and

VERIZON SOUTH INC.

CASE NO. PUC-2007-00041

For a waiver of Rule 20 VAC 5-427-130(D)

ORDER

On May 10, 2007, Verizon Virginia Inc. and Verizon South Inc. ("Verizon") filed an application with the State Corporation Commission ("Commission") for a waiver of the standard for out-of-service trouble reports set forth in 20 VAC 5-427-130 D of the Rules for Local Exchange Telecommunications Company Service Quality Standards ("Service Quality Rules"). Verizon requests a waiver pursuant to 20 VAC 5-427-170 of the Service Quality Rules, which provides that the Commission may, at its discretion, waive or grant exceptions thereto.

On May 22, 2007, the Commission issued an Order for Notice and Inviting Comments and Requests for Hearing. The Commission received fifteen written or electronic public comments on or before July 3, 2007, and no request for hearing was filed. The Staff filed comments on August 3, 2007. Verizon filed a response on August 17, 2007.

NOW THE COMMISSION, upon consideration of this matter, denies Verizon's request for waiver. In an Order issued today in Case No. PUC-2007-00040, the Commission found that 20 VAC 5-427-130 D lacks language specifically directing compliance with the standard for satisfactory performance or establishing a specific penalty for failure to comply with the standard. Having made such finding, we do not find good cause for waiving 20 VAC 5-427-130 D.

Accordingly, IT IS HEREBY ORDERED THAT:

- (1) Verizon's Application is denied.
- (2) This case is dismissed.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to:

Lydia R. Pulley, General Counsel, Mid-Atlantic-South, Jennifer L. McClellan, Esquire, Verizon Virginia Inc., 600 East Main Street, Suite 1100, Richmond, Virginia 23219-2441; C. Meade Browder, Jr., Senior Assistant Attorney General, Division of Consumer Counsel, Office of Attorney General, 900 East Main Street, 2nd Floor, Richmond, Virginia 23219; and the Commission's Office of General Counsel and Division of Communications.